

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
MOLDEN DAVID FAISON	:	VIOLATION:
	:	18 U.S.C. § 1951(a) (extortion - 1 count)
	:	

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

At all times material to this indictment:

1. Defendant MOLDEN DAVID FAISON was a hearing examiner in the Bureau of Administrative Adjudication (BAA), a division of the Finance Department for the City of Philadelphia.
2. The BAA employed hearing examiners to consider challenges to alleged violations of provisions of the Philadelphia Traffic Code relating to parking and requests to reduce the fines for such violations.
3. As a hearing examiner, defendant MOLDEN DAVID FAISON was responsible for fairly and honestly applying the parking laws of the City of Philadelphia and judging each case on its merits.
4. As an employee of the City of Philadelphia, defendant MOLDEN DAVID FAISON was prohibited by law from soliciting, accepting, or receiving any gift, loan, gratuity, favor or service of substantial economic value that might reasonably be expected to influence him in the

discharge of his official duties from any person, firm, corporation, and other business or professional organization.

5. On or about April 7, 2004, defendant MOLDEN DAVID FAISON testified under oath in an unrelated matter that he knew he was required to notify the Director of the BAA if anyone attempted to influence a case before defendant FAISON, and that he had never accepted payment from anyone in exchange for taking any action in a parking ticket matter.

6. On or about June 4, 2004, defendant MOLDEN DAVID FAISON offered to reduce or dismiss more than \$1,000 worth of tickets for J.F. in exchange for \$200. Defendant FAISON accepted \$100 from J.F. in partial payment for fixing the tickets, and agreed to accept the balance at a later date.

7. On or about June 16, 2004, approximately seven days after a BAA employee was charged with accepting bribes in unrelated cases, defendant MOLDEN DAVID FAISON left a message for J.F. in which defendant FAISON stated that he had been expecting to hear from J.F., and that defendant FAISON wanted to “wrap things up” because defendant FAISON did not “like to have stuff dragging out too long.”

8. On or about June 16, 2004, in the vicinity of 9th and Market Streets in Philadelphia, defendant MOLDEN DAVID FAISON met J.F. and accepted \$100 from J.F. as final payment for fixing J.F.’s tickets on June 4, 2004.

9. On or about July 15, 2004, during telephone conversations, defendant MOLDEN DAVID FAISON agreed to fix additional tickets for J.F. in exchange for tickets to a Phil Collins concert.

10. On or about August 17, 2004, defendant MOLDEN DAVID FAISON agreed during a telephone conversation with J.F. to fix tickets for a business engaged in interstate commerce in exchange for tickets to a Prince concert.

11. On or about August 18, 2004, defendant MOLDEN DAVID FAISON met with J.F. at a parking lot at 9th and Arch Streets, Philadelphia, and accepted tickets to a Prince concert valued at approximately \$169 from J.F. After learning that a company had paid for the Prince tickets, defendant FAISON agreed that he would dismiss parking tickets for that company.

12. On or about September 1, 2004, defendant MOLDEN DAVID FAISON met J.F. at the BAA, and provided J.F. with disposition reports showing that defendant FAISON had dismissed or reduced parking tickets for a company and for J.F.

13. On or about August 18, 2004, in the Eastern District of Pennsylvania, defendant

MOLDEN DAVID FAISON

obstructed, delayed and affected commerce and the movement of articles and commodities in commerce, and attempted to do so, by extortion, in that the defendant FAISON obtained and attempted to obtain property and things of value, that is, concert tickets worth approximately \$169, which was not due defendant FAISON or his office, from J.F., with J.F.'s consent, under color of official right.

In violation of Title 18, United States Code, Section 1951(a).

A TRUE BILL:

GRAND JURY FOREPERSON

**PATRICK L. MEEHAN
UNITED STATES ATTORNEY**